Patent
949797-100029

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:)
)   **Group Art Unit: 3711**
Edward M. Goldsmith and Christopher K.   )
DeLap   )   **Examiner: Mark S. Graham**
)
Serial No.: 10/759,525   )
)
Filed: January 16, 2004   )
)
For: Hockey Stick   )
)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed <u>May 09, 2006,</u> finally rejecting claims 30-37, 40, 42-49, and 108-110.

The items checked below are appropriate:

☐   **"Small Entity Status"** of this application under 37 CFR 1.27 has been established.

☐   A Verified Statement to establish **"Small Entity Status"** under 37 CFR 1.9 and 1.27 is enclosed.

11/14/2006 MBELETE1 00000052 502468   10759525
01 FC:1401   500.00 DA
02 FC:1253   1020.00 DA

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.

<u>   </u>   <u>   Yolanda Ybuan   </u>
                                                            Name of Person Mailing Paper

<u>November 9, 2006   </u>   _Yolanda Ybuan_
Date of Deposit   Signature of Person Mailing Paper
LAI-2265762v1

FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(b), the fee for filing the Notice of Appeal is:

☒   other than a small entity $500.00

☐   small entity $250.00

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Notice of Appeal Fee Due: $500.00

</div>

EXTENSION OF TIME

☒   Applicant(s) petitions for an extension of time under 37 CFR 1.136 [fees: 37 CFR 1.17(a)-(d)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
☐ one month	$60.00	$120.00
☐ two months	$225.00	$450.00
☒ three months	$510.00	$1,020.00
☐ four months	$795.00	$1,590.00

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Fee $1,020.00

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If an additional extension of time is required, please consider this a petition therefor.

FEES FOR CLAIMS:

The fees for claims (37 CFR 1.16(b)-(d)) have been calculated as shown below:

Total Claims	20	- 20	=	0 x $50		$0.00
Independent Claims	1	- 3	=	0 x $200		$0.00
Multiple Dependent Claims			$360 (if applicable)			$0.00
TOTAL OF ABOVE CALCULATIONS						**$ 0.00**
Reduction by ½ for Filing by Small Entity. Note 37 CFR 1.9, 1.27, 1.28. If applicable, Verified Statement must be attached.						
TOTAL FEES FOR CLAIMS SUBMITTED HEREWITH						**$0.00**

☐   A check in the amount of   is enclosed to cover the above fee(s).

☒   Charge Jones Day's Deposit Account No. **50-2468** in the amount of **$1,520.00**.

☒   The Commissioner is authorized to charge Jones Day's Deposit Account No. **50-2468**

for any fees required under 37 CFR §§ 1.16 and 1.17 that are not covered, in whole or

in part, by a check enclosed herewith and to credit any overpayments to said Deposit
Account **50-2468**.

Respectfully submitted,

Dated: November 9, 2006

By: _____
Yasser M. El-Gamal
Reg. No. 45,339

Customer Number: 34026

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